# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

COLUMBIA HOUSING/PNC
INSTITUTIONAL FUND IV LIMITED
PARTNERSHIP, COLUMBIA
HOUSING SLP CORPORATION,
OCWEN 2000-LLC, PNC BANK, and
COLUMBIA HOUSING/PNC
FUND IV, INC.,

NO. 06-371 GMS

Plaintiffs,

FSB,

OCWEN FEDERAL BANK FSB, OCWEN INVESTMENT CORPORATION, and OCWEN LOAN SERVICING, LLC,

v.

Defendants.

# FIFTH JOINT MOTION TO STAY PROCEEDINGS TO ACCOMMODATE SETTLEMENT DISCUSSIONS

All parties to these actions, by their respective undersigned counsel, move this Honorable Court for an Order staying all proceedings through May 4, 2007. The parties have executed a non-binding settlement memorandum, "which outlines the basic terms and conditions upon which [the parties] are willing to enter into a formal and definitive settlement agreement." The parties respectfully submit that there is good cause for the requested stay because the parties are engaged in active attempts to finalize the "formal and definitive settlement agreement" and related documentation, and reasonably believe that a business resolution will be reached. The parties previously requested stays and were able to use the time to reach an agreement in principal (the non-binding settlement memorandum), and to make significant progress toward the final documents, and now request the additional time to finalize the agreement. The parties have agreed that the prospects of finalizing such a settlement will improve if they can focus their full

attention towards settlement without the distraction of substantial discovery and pre-trial preparation.

WHEREFORE, all parties to this action request that this Honorable Court stay all proceedings in the above-referenced matter through May 4, 2007, in order to allow the parties to accommodate settlement discussions.

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## **CERTIFICATE OF SERVICE**

I, Michael G. Busenkell, certify that on April 2, 2007 I caused a copy of the foregoing Fifth Joint Motion To Stay Proceedings To Accommodate Settlement Discussions to be served in the manner indicated on:

## **Hand Delivery**

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#### IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

COLUMBIA HOUSING/PNC INSTITUTIONAL FUND IV LIMITED PARTNERSHIP, COLUMBIA HOUSING SLP CORPORATION, OCWEN 2000-LLC, PNC BANK, and **COLUMBIA HOUSING/PNC** FUND IV, INC.,

NO. 06-371 GMS

Plaintiffs,

v.

OCWEN FEDERAL BANK FSB, **OCWEN INVESTMENT** CORPORATION, and OCWEN LOAN SERVICING, LLC,

Defendants.

#### ORDER TO STAY PROCEEDINGS TO ACCOMMODATE SETTLEMENT DISCUSSIONS

On this date, this Court considered the Fifth Joint Motion To Stay Proceedings To Accommodate Settlement Discussions (the "Fifth Joint Motion"). Having considered the Fifth Joint Motion, this Court is of the opinion that such motion should be granted.

It is therefore ORDERED that proceedings be stayed through May 4, 2007, to accommodate settlement discussions between the parties.

April , 2007.

GREGORY M. SLEET UNITED STATES DISTRICT COURT JUDGE